IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO. 5032 OF 2005
IN
FIRST APPEAL NO. 1111 OF 1998

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

Mr. P.K. Dhakephalkar for the applicant/appellant.

CORAM : ANOOP V. MOHTA, J.

DATE : 14.12.2005

. Heard. Considering the averments made in para 3, a case is made out to condone the delay and to recall the order dated 8/2/2002, passed by this Court in First Appeal No. 1111 of 1998. The conditional order was to supply a paper Book within a period of 8 weeks. Applicant-appellant failed to comply with the same. It is only came to the

knowledge of the applicant/appellant, when the respondents moved execution and therefore, from the date of knowledge and after due verification, the petitioners has applied to revoke the common dismissal order dated 8/2/2002, by this application dated 17/11/2005.

The civil Application is allowed in terms of prayer clause (a),(c) and (d), however subject to the cost of Rs. 2000/- to be paid in the office of Maharashtra Legal Aid Committee, within 10 days. Civil Application is disposed of.

(ANOOP V.MOHTA,J.]